UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 11/08/2021
JOSEFA CASTILLO,	: : :
Plaintiff,	:
	: 21-cv-7 (LJL)
-V-	:
	: <u>ORDER</u>
UNITED STATES OF AMERICA,	:
	:
Defendant.	:
	:
	X

LEWIS J. LIMAN, United States District Judge:

In the Case Management Plan and Scheduling Order entered on April 7, 2021, all parties consented to conducting all further proceedings before a United States Magistrate Judge, including motions and trial, under 28 U.S.C. § 636(c), and requested a referral to a Magistrate Judge for settlement discussions. Dkt. No. 20. The parties, however, did not submit and an attached fully executed Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form. The record is unclear whether the parties continue to consent to conducting all further proceedings before the United States Magistrate Judge. The Court ordered that the case be referred to Magistrate Judge Freeman for settlement discussions. Dkt. No. 21. Pending before the Court now is Defendant's motion for judgment on the pleadings. Dkt. No. 38.

It is hereby ORDERED that the parties discuss whether they are still willing to consent, under 28 U.S.C. § 636(c), to conducting all further proceedings before the assigned Magistrate Judge.

If both parties consent to proceed before the assigned Magistrate Judge, the parties must, by no later than <u>November 15, 2021</u>, file a letter with the Court, with an attached fully executed Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form, the blank form for which is attached to this order. If the Court approves that form, all further proceedings will then be conducted before the assigned Magistrate Judge rather than before me. Any appeal would be taken directly to the United States Court of Appeals for the Second Circuit.

If either party does not consent to conducting all further proceedings before the assigned Magistrate Judge, the parties shall file a letter by no later than **November 15, 2021**, advising the Court that the parties do not consent, but without disclosing the identity of the party or parties who do not consent. The parties are free to withhold consent without negative consequences.

¹ The form is also available at https://www.nysd.uscourts.gov/forms/consent-proceed-us-magistrate-judge.

SO ORDERED.

Dated: November 8, 2021

New York, New York

LEWIS J. LIMAN

United States District Judge

UNITED STATES DISTRICT COURT

	for the	
Plaintiff V. Defendant)) () () Civil Action No. () ()	
NOTICE, CONSENT, AND REFERE	NCE OF A CIVIL ACTION TO A MAGISTRA	TE JUDGE
all proceedings in this civil action (including a jury	ty. A United States magistrate judge of this court is or nonjury trial) and to order the entry of a final jud court of appeals like any other judgment of this countarily consent.	gment. The judgmen
	ed to a magistrate judge, or you may withhold your co withholding consent will not be revealed to any judg	
	The following parties consent to have a United Sol, the entry of final judgment, and all post-trial products	
Printed names of parties and attorneys	Signatures of parties or attorneys	Dates
	Reference Order	
IT IS ORDERED: This case is referred order the entry of a final judgment in accordance	to a United States magistrate judge to conduct all p with 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.	proceedings and
Date:	District Judge's signature	?
	Printed name and title	

Return this form to the clerk of court only if you are consenting to the exercise of jurisdiction by a United States magistrate judge. Do not return this form to a judge.